FILED IN THE U.S. DISTRICT COURT EASTERN DISTRICT OF WASHINGTON

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17	UNITED STATES DIS	STRICT COURT
18	EASTERN DISTRICT O	
19		
20	WILDEARTH GUARDIANS, WESTERN	
21	WATERSHEDS PROJECT, and KETTLE RANGE CONSERVATION GROUP,)
	MINGE CONSERVATION GROOT,) Case Number: 2:20-cv-00223-RMP
22	Plaintiffs,	,)
23) PLAINTIFFS' NOTICE OF
24	V.) APPEAL
25	GLENN CASAMASSA, Pacific)
26	Northwest Regional Forester, U.S.	,)
27	FOREST SERVICE; RODNEY	
28	SMOLDON, Forest Supervisor, Colville National Forest, and U.S. FOREST))

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      SERVICE,
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            Defendants,
 3
      and
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      Diamond M Ranch, a Washington General
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      Partnership,
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           Defendant-Intervenor.
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          Pursuant to 28 U.S.C. § 1291, plaintiffs WildEarth Guardians, Western
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    Watersheds Project, and Kettle Range Conservation Group hereby give notice that
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    they are appealing to the United States Court of Appeals for the Ninth Circuit from
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    the District Court's Order (ECF No. 55) and Judgment (ECF No. 56), both dated
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    September 10, 2021, as well as any or all issues or rulings adverse to plaintiffs that
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    are antecedent to, or subsumed within, the foregoing judicial determinations in the
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    above-caption action.
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    DATED this 8th day of November, 2021.
                                                 Respectfully submitted,
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                                                 s/ Jennifer Schwartz
22
                                                 Jennifer R. Schwartz
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                                                 Of Counsel for Plaintiffs*
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    *I hereby attest that all parties on whose behalf the filing is submitted concur in the
26
    filing's content.
27
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1 REPRESENTATION STATEMENT 2 Pursuant to Ninth Circuit Rule 3-2, plaintiffs submit the following Representation 3 Statement. 4 Plaintiffs are represented by: 5 Jennifer R. Schwartz, (WSBA #38388) WildEarth Guardians P.O. Box 13086 Portland, OR 97213 Tel: (503) 780-8281 jschwartz@wildearthguardians.org 10 11 Talasi B. Brooks (ISB #9712) (admitted pro hac vice) Western Watersheds Project 12 P.O. Box 2863 13 **Boise ID 83701** Tel: (208) 336-9077 14 tbrooks@westernwatersheds.org 15 Lauren M. Rule, (OSB #015174) (admitted pro hac vice) 16 Advocates for the West 17 3701 SE Milwaukie Ave., Suite B 18 Portland, OR 97202 Tel: (503) 914-6388 19 lrule@advocateswest.org 20 Federal Defendants are represented by: 21 22 SHAUN M. PETTIGREW, Trial Attorney 23 Natural Resources Section c/o NOAA, Damage Assessment 24 7600 Sand Point Way, NE 25 Seattle, WA 98115 Phone: (206) 526-6881 26 shaun.pettigrew@usdoj.gov 27

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MICHELLE M. SPATZ, Trial Attorney Wildlife & Marine Resources Section EMMA HAMILTON, Trial Attorney 3 Natural Resources Section U.S. Department of Justice 4 Environment & Natural Resources Division P.O. Box 7611, Ben Franklin Station Washington, D.C. 20044-7611 Tel: (202) 598-9741 (Spatz); (202) 305-0479 (Hamilton) Fax: (202) 305-0275 (Spatz); (202) 305-0506 (Hamilton) 8 E-mail: michelle.spatz@usdoj.gov; emma.hamilton@usdoj.gov 9 **Defendant-Intervenor is represented by:** 10 11 CHRIS A. MONTGOMERY | WSBA #12377 MONTGOMERY LAW FIRM 12 287 E. Astor Avenue 13 P.O. Box 269 Colville, WA 99114 14 T: (509) 684-2519 15 F: (509) 684-2188 E-mail: mlf@cmlf.org 16 17 18 19 20 21 22 23 24 25 26

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